

Annex 1

Examples of Heritage Legislation in the Asia-Pacific Region



Historic City of Bukhara, Uzbekistan

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Heritage Legislation in Asia

For Cultural Heritage

Country	National (Regional) Legislation
Afghanistan	Law on the Protection of Historic and CH, 1980
Bangladesh	1. Antiquities Act of 1968, amended in 1976 2. Immovable Antiquities Preservation Rules, 1976
Cambodia	Law on the Protection of CH, 1996
China	1. Constitution of the PRC (Art. 22), 1982 2. Law of the PRC on the Protection of Cultural Relics, 1982 3. Law on the Management of Scenic and Historic Interest Areas, 1985 (Regional) Regulations concerning the Protection of WH properties in Sichuan Province, 2002
DPR of Korea	1. Law on the Protection of Cultural Property, 1994 2. Law on the Protection of Scenic Spots, 1995
India	1. The Ancient Monuments, Archaeological Sites and Remains Act of 1958, amended in 1992 and 1996 2. The Antiquities and Art Treasures Act, 1972
Indonesia	1. Law on Tourism, 1990 2. Law on Spatial Management, 1992 (Regional) 1. Regulation of Yogyakarta Special Region n°6 about the determination of 7 'cultural preservation areas' of 1997 2. Governor of Yogyakarta Special Region's Decree n°236 about the establishment of cultural preservation communities
Iran	1. Law concerning the Preservation of National Treasures, 1930 2. Law on the Registration of National Treasures, 1973 3. Regulation about the Illegal Excavations, 1979 4. Law on the Status of the ICHO of 1987, replacing the 1930 Law
Japan	1. City Planning Law, 1937 amended in 1968 2. City Parks Law, 1956 3. Ancient Capitals Preservation Law, 1966
Kazakhstan	Law on the Protection and Use of Historical and CH, 1992
Kyrgyzstan	Laws on the Protection and Use of Historical and CH have recently been adopted
Laos	1. Ministerial Ordinance of 1978 concerning the protection of antiquities, historic buildings and religious properties. 2. Law on Ownership, 1990 3. Constitution of 1991 (Art. 19) 4. Government Decree on National List of CH, 1993 5. Presidential Decree on the preservation of cultural, historical and natural heritage, 1997 6. Law on Land Use, 1999 (land designated as cultural properties) (Regional) Decree of the Provincial Executive Board Committee concerning the rules on Preservation and Restoration of Vat Phou Monuments and Associated Sites No. 38/PG/88, of 1988.

Malaysia	<ol style="list-style-type: none"> 1. Antiquities and Treasure Trove Ordinance, 1957 2. Museums and Antiquities Act No. 168, 1976 3. Local Government and Housing Act No. 171, 1976 4. Town and Country Planning (Amendment) Act, 1995 5. Heritage Building and Conservation Area Bill <p>(Regional)</p> <ol style="list-style-type: none"> 1. Enactment to make provisions for the Preservation, Conservation and Enhancement of CH and matters incidental thereto, 1988 2. Preservation and Conservation of Cultural Heritage Enactment, State of Malacca, 1988
Madlives	Law on Sites and Property of Antique/Archaeological and Historical Value, 1979
Mongolia	Law on Special Protected Area Buffer Zones, 1997
Myanmar	Law on the Protection and Preservation of CH Regions
Nepal	<ol style="list-style-type: none"> 1. Ancient Monuments Preservation Act (5th amendment in 1996), 1956 2. Town Planning Implementation Act, 1973 3. Ancient Monument Preservation Regulations, 1989 4. Local Self-Governance Act, 1999
Pakistan	<ol style="list-style-type: none"> 1. Antiquities Act of 1975 (amended in 1990) 2. Archaeological Excavation and Exploration Rules of 1978 (amended in 1989) 3. Export of Antiquities Rules, 1979 4. Admission of Public into Immovable Antiquities Rules, 1982 5. Dealing in Antiquities Rules, 1989
Philippines	<ol style="list-style-type: none"> 1. Rep. Act on Cultural Properties Preservation and Protection Act, 1966 2. Presidential Decree No. 260 declaring National Treasures, Shrines, Landmarks of 1973 (amended in 1974 and 1978) 3. Rep. Act on Local Government Code, 1991 4. Rep. Act promoting cultural rights of Indigenous peoples, 1997
Republic of Korea	<ol style="list-style-type: none"> 1. Cultural Properties Protection Act of 1962 (amended in 1982) 2. National Land Use and Management Act 3. Urban Planning Act 4. Traditional Buddhist Temple Preservation Act
Sri Lanka	<ol style="list-style-type: none"> 1. Antiquities Ordinance of 1940 (revised in 1956 and 1998) 2. Town and Country Planning Ordinance No. 13 of 1946 3. Cultural Property Act No. 73 of 1988 4. Archaeological Sites of National Importance Act of 1990
Tajikistan	Archaeological Reservation State Act No. 001493 of 1985
Thailand	<ol style="list-style-type: none"> 1. Act on Ancient Monuments, Antiques, Objects of Art & National Museums, 1961 (revised 1992) 2. City Planning Act of 1975 3. Regulations of the Fine Arts Department concerning the Conservation of Monuments
Turkmenistan	<ol style="list-style-type: none"> 1. Law on the Protection of the Historic and Cultural Heritage of 1992 2. Code of Practice for the undertaking of archaeological excavations in the territory of Turkmenistan by foreign archaeological expeditions of 1997
Uzbekistan	<ol style="list-style-type: none"> 1. Instructions on Rules of Recording, Safeguarding, Maintaining, Utilization and Restoration of Historical and Cultural Monuments of 1986 2. Instructions on Organization of Buffer Zones for Historical and Cultural Monuments of 1986 3. Law on Architecture and City-Building of 1995 4. Law on the Protection and Exploitation of Cultural Heritage Properties of 2001 5. Town Building Code of 2002
Vietnam	<ol style="list-style-type: none"> 1. Ordinance on the Protection of Historical Cultural Relics and Scenic Sites of 1984 2. Law on Cultural Heritage

Country	National (Regional) Legislation
Bangladesh	Wildlife Preservation Order of 1973 amended in 1974
Bhutan	The National Forest Policy, 1974, covers forest conservation, grazing rights, shifting cultivations, regulations on the felling of trees...
Cambodia	Royal Decree on the Establishment and Management of Tonle Sap Biosphere Reserve of 2001
China	<ol style="list-style-type: none"> 1. Constitution of the PRC (Art. 9), 1982 2. Law of the PRC on the Protection of Forestry, 1982 3. Law on Management of Forest and Wildlife-type Nature Reserves, 1985 4. Law of the PRC on the Protection of Wildlife, 1988 (Regional) Regulations concerning the Protection of WH properties in Sichuan Province, 2002
DPR of Korea	Law on the Protection of the Environment, 1986
India	<ol style="list-style-type: none"> 1. The Indian Forest Act, 1927 2. The Wildlife Protection Act, 1972 3. The Forest Conservation Act, 1980 4. The Environment Protection Act, 1986 5. The Biodiversity Conservation Act, 2002
Indonesia	Decree n°74 of the Director General of Forest Protection and Nature Conservation
Japan	<ol style="list-style-type: none"> 1. Forest Law ,1951 2. Natural Parks Law of 1957, amended in 2002 3. Natural Conservation Law, 1973
Laos	<ol style="list-style-type: none"> 1. Law on Forests, 1996 2. Law on Protection of the Environment, 1999
Nepal	<ol style="list-style-type: none"> 1. Forests Protection Act, 1967 2. National Parks & Wildlife Conservation Act, 1973 3. Constitution of Nepal of 1990 Art.26(4) 4. Environment Conservation Act, 1997
Philippines	<ol style="list-style-type: none"> 1. Rep. Act on National Integrated Protected Areas System, 1992 2. Rep. Act on Fisheries Code, 1998 3. Rep. Act on Wildlife Resources Conservation and Protection, 2001
Republic of Korea	<ol style="list-style-type: none"> 1. Forest Act 2. Natural Environment Preservation Law 3. Natural Park Act 4. Environmental Influence Evaluation Act (monitoring system)
Sri Lanka	<ol style="list-style-type: none"> 1. Wildlife Law 2. Forest Law 3. Environmental Law
Thailand	Wildlife Reserve and Protection Act of 1960

Country	National (Regional) Legislation
Cambodia	Royal Decree defining the protective zoning of Siem Reap and the nature of 4 other categories of protected sites with correspondent management regulations, 1994
China	Principles for the Protection of Heritage Sites in China, 2002
Indonesia	<p><u>Cultural Heritage</u></p> <ol style="list-style-type: none"> 1. Law of the Republic of Indonesia n°5 regarding Items of Cultural Properties, 1992 2. Presidential Decree n°1 about the Management of Borobudur, Prambanan, Rato boko Archaeological Park & its Controlling Area of 1992 3. Four Ministerial Decrees on Registration, Ownership, Protection and Research in WH Properties, 1993 to 1995 <p><u>Natural Heritage</u></p> <ol style="list-style-type: none"> 1. Presidential Decree n°1 about the Management of Borobudur, Prambanan, Rato boko Archaeological Park & its Controlling Area, 1992 2. Act on Conservation of Living Natural Resources and their Ecosystems, 1990
Iran	Regulations for Boundaries and Buffer Zones of the Perspolis WH Site
Japan	<ol style="list-style-type: none"> 1. Law for the Protection of Cultural Properties of 1950 which replaces the 3 following laws: <ol style="list-style-type: none"> (i) Ancient Shrines and Temples Preservation Act, 1897; (ii) Law for the Protection of Historic Sites, Places of Scenic Beauty and Natural Monuments, 1919; (iii) National Treasures Preservation Law, 1929
Kazakhstan	Presidential Decree setting up a long-term State Programme on the 'Rehabilitation of the Silk Road Historic Centres', 1998
Laos	<ol style="list-style-type: none"> 1. Ministerial Order of 1995 to all Provincial Information and Culture Offices to undertake inventory of colonial houses and propose their designation as protected properties and their restoration and revitalisation 2. Government Ordinance of 2001 (for the protection of cultural properties in particular Buddha images in Temples)
Nepal	<p><u>Cultural Heritage</u></p> <p>Municipality Act, 1991 (for Kathmandu Valley)</p> <p><u>Natural Heritage</u></p> <ol style="list-style-type: none"> 1. Himalayan National Park Regulations of 1979 2. Buffer Zone Management Guidelines of 1996 and 1999
Philippines	Republic Act No. 7611 (Strategic Environmental Plan for Palawan), 1992
Sri Lanka	National Heritage and Wilderness Area Act of 1988 (on protection, conservation and preservation of Sinharaja)
Vietnam	Circular No. 04-NQ-TU concerning the “promotion of the preservation and presentation of Hue Historic Monuments in the period 2001-2005, of 2001

Heritage Legislation in the Pacific

Country	Legislation
Australia	<u>World Heritage</u> <ol style="list-style-type: none"> 1. World Heritage Properties Conservation Act, 1983, replaced in 1999 by the Environment Protection & Biodiversity Conservation Act 2. Great Barrier Reef Marine Park Act, 1975 3. Wet Tropics of Queensland World Heritage Area Conservation Act, 1994
Fiji	<ol style="list-style-type: none"> 1. Support to WH covered under National Development Strategic Plan. 2. Fiji's National Heritage Policy, 1996 3. Proposed Cultural Heritage Legislation
Kiribati	<ol style="list-style-type: none"> 1. Wildlife Conservation Ordinance, 1975 2. Fisheries Ordinance, 1979, amended in 1983 3. Environment Act, 1999 4. Closed District Ordinance 1936.
Marshall Islands	<ol style="list-style-type: none"> 1. Historic Preservation Legislation, 1991 2. National Archives Act. 3. Language Commission Act.
Micronesia	Federated States of Micronesia National Code covers cultural and environmental protection
New Zealand	<u>Cultural Heritage</u> <p>Historic Places Act</p> <u>Natural Heritage</u> <ol style="list-style-type: none"> 1. Conservation Act 2. National Parks Act 3. Reserves Act 4. Wildlife Act 5. Resource Management Act
Niue	<ol style="list-style-type: none"> 1. Cultural Council Act, 1986. 2. Terrestrial Sea and Exclusive Economic Zone Act, 1997 3. Land Ordinance, 1969
Palau	The Palau National Code addresses cultural and natural resource protection
Papua New Guinea	National Cultural Property Preservation Act, 1975
Samoa	<ol style="list-style-type: none"> 1. National Parks & Reserves Act, 1974 2. The Land Surveys and Environment Act 1989 3. Cultural and Natural Heritage Conservation Policy", 1993
Solomon Islands	* No information provided
Vanuatu	<ol style="list-style-type: none"> 1. Environment & Conservation Act, 2002 2. Preservation of Sites & Artifacts Act